

**SUPREME COURT MINUTES
FRIDAY, OCTOBER 31, 1997
SAN FRANCISCO, CALIFORNIA**

S011206 People, Respondent

v.

George Hatton Smithey, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's reply brief is extended to and including January 2, 1998.

S011323 People, Respondent

v.

David Esco Welch, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's reply brief is extended to and including December 1, 1997.

S018815 People, Respondent

v.

Raymond Anthony Gurule, Appellant

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's brief is extended to and including January 2, 1998.

S024116 People, Respondent

v.

Michael Slaughter, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including December 29, 1997.

S058191 In re David Joseph Carpenter

on

Habeas Corpus

On application of petitioner and good cause appearing, it is ordered that the time to serve and file petitioner's reply to informal response to the petition for writ of habeas corpus is extended to and including December 1, 1997.

S060424 In re Leon Watts
 on
 Habeas Corpus

On application of the Attorney General and good cause appearing, it is ordered that the time to serve and file informal response to the petition for writ of habeas corpus is extended to and including November 14, 1997.

S048988 In re **Michael Judson Biglow** on Discipline

Good cause having been shown, it is hereby ordered that probation previously ordered in S048988 (95-H-11835) is extended for a period of one year, the stay of execution of suspension in the above-entitled matter is lifted, and **Michael Judson Biglow** shall be actually suspended from the practice of law for three months and until and he provides proof of passage of the Multistate Professional Responsibility Examination, provides proof of completion of State Bar Ethics School and provides proof of completion of four hours of continuing legal education courses on law office management. The actual suspension shall not exceed six months. Credit toward the period of actual suspension shall be given for the period of involuntary inactive enrollment which commenced on August 8, 1997. (Bus. & Prof. Code § 6007, subd.(d)(3).) He is also ordered to comply with rule 955, California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are payable in accordance with section 6140.7 (as amended effective January 1, 1997).

*(See Business & Professions Code, § 6126, subd. (c).)

S063633 In re **Frederick James Nameth** on Discipline

It is ordered that **Frederick James Nameth** be suspended from the practice of law for two years, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation including four months actual suspension, recommended by the Hearing Department of the State Bar Court in its Order Regarding Stipulation filed June 20, 1997. Credit toward the period of actual suspension shall be given for the period of interim suspension which commenced on March 5, 1997 (In re Young (1989) 49 Cal.3d 257, 270). It is further ordered that he take

and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn.8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are payable in accordance with Business and Professions Code section 6140.7 (as amended effective January 1, 1997).

S063635 In re **William Gardiner Broderick** Discipline

It is hereby ordered that **William Gardiner Broderick** be disbarred from the practice of law and that his name be stricken from the roll of attorneys. Costs are awarded to the State Bar.

S063677 In re **Vincent Keith Patrick** Discipline

It is hereby ordered that **Vincent Keith Patrick** be disbarred from the practice of law and that his name be stricken from the roll of attorneys. He is also ordered to comply with rule 955, California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)

S063679 In re **Jeffrey Philip Meyer** Discipline

It is ordered that **Jeffrey Philip Meyer** be suspended from the practice of law for two years, that execution of suspension be stayed, and that he be placed on probation for three years subject to the conditions of probation, including 90 days actual suspension, recommended by the Hearing Department of the State Bar Court in its opinion filed July 1, 1997. It is also ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn.8.) It is further ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar pursuant Bus. & Prof. Code §6086.10 payable in accordance with Bus. & Prof. Code §6140.7 as amended effective January 1, 1997.

*(See Business & Professions Code, § 6126, subd. (c).)

S063735 In re **Edward Ronald Kropacek** Discipline

It is ordered that **Edward Ronald Kropacek** be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for three years on condition that he be actually suspended for 90 days and until he fully pays the sanctions ordered by the Placer County Superior Court in Conservatorship of the Person and Estate of Delores J. Page, Conservatee, Placer Co. Super. Ct. No. SPR-616 and furnishes satisfactory proof thereof to the Probation Unit, State Bar Office of the Chief Trial Counsel. He is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its decision filed January 31, 1997. If the period of actual suspension exceeds two years, he shall remain actually suspended until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice, and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct. It is further ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order, or during the period of his actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn.8.) Costs are awarded to the State Bar pursuant to Bus. & Prof. Code section 6140.7 (as amended effective January 1, 1997).

*(See Business & Professions Code, § 6126, subd. (c).)

S063736 In re **Laura J. Colburn** Discipline

It is ordered that **Laura J. Colburn** be suspended from the practice of law for three years, that execution of suspension be stayed, and that she be placed on probation for three years subject to the conditions of probation, including one year actual suspension, recommended by the Hearing Department of the State Bar Court in its Order Regarding Stipulation filed May 28, 1997. It is further ordered that she comply with rule 955, California Rules of Court, and that she perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order

is effective.* Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are payable in accordance with Business and Professions Code section 6140.7 (as amended effective January 1, 1997).

*(See Business & Professions Code, § 6126, subd. (c).)

S063864 In re **Lanny P. Waggoner** Discipline

It is ordered that **Lanny P. Waggoner** be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for two years on condition that he be actually suspended for thirty days. He is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Regarding Stipulation filed July 14, 1997. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn.8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and those costs are payable in accordance with section 6140.7 (as amended effective January 1, 1997).

S063865 In re **John Michael Schaefer** Discipline

Due to clerical error, that portion of the order filed herein in October 1, 1997, requiring **John Michael Schaefer** to comply with the provisions of subdivisions (a) and (c) of rule 955, California Rules of Court, is VACATED.

S063866 In re **Daniel Garcia Meza** Discipline

It is ordered that **Daniel Garcia Meza** be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including actual suspension for 90 days, recommended by the Hearing Department of the State Bar Court in its Order Regarding Stipulation filed July 16, 1997. It is also ordered that he provide the State Bar Probation Unit with satisfactory proof that he has taken and passed the Multistate Professional Responsibility Examination administered by the National Conference of Bar Examiners within one year after the effective date of this

order or during the period of his actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn.8.) It is further ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs payable in accordance with section 6140.7 are awarded to the State Bar pursuant to Business and Professions Code section 6086.

*(See Business & Professions Code, § 6126, subd. (c).)

S063938 In re **Matthew Dean Soule** Discipline

It is ordered that **Matthew Dean Soule** be suspended from the practice of law for sixty days, that execution of suspension be stayed, and that he be placed on probation for one year subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Regarding Stipulation filed July 10, 1997. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn.8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and those costs are payable in accordance with section 6140.7 (as amended effective January 1, 1997).

S063940 In re **Christopher L. Congleton** Discipline

It is ordered that **Christopher L. Congleton** be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for three years subject to the conditions of probation, including payment of restitution and actual suspension for three months, recommended by the Hearing Department of the State Bar Court in its Further Order Regarding Stipulation filed July 14, 1997. It is also ordered that he take and pass the Multistate Professional Responsibility Examination, administered by the National Conference of Bar Examiners, and provide the State Bar Probation Unit with satisfactory proof that he has passed that examination, within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that he comply with rule 955, California

Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs payable in accordance with Business and Professions Code section 6140.7 (as amended effective January 1, 1997) are awarded to the State Bar pursuant to Business and Professions Code section 6086.10.

*(See Business & Professions Code, § 6126, subd. (c).)

S063942 In re **Vivien T. Sasakion** Discipline

It is ordered that **Vivien T. Sasakibe** suspended from the practice of law for 60 days, that execution of suspension be stayed, and that she be placed on probation for one year subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Regarding Stipulation filed July 15, 1997. It is further ordered that she take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn.8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and are payable in accordance with Business and Professions Code section 6140.7 (as amended effective January 1, 1997).

S063943 In re **James Leon Hermanson** Discipline

It is ordered that **James Leon Hermanson** be suspended from the practice of law for two years, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including one year actual suspension, recommended by the Hearing Department of the State Bar Court in its decision filed June 30, 1997. He is ordered to comply with rule 955, California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and shall be payable in accordance with section 6140.7 (as amended effective January 1, 1997).

*(See Business & Professions Code, § 6126, subd. (c).)

S065143 In the Matter of the Resignation of **Barbara G. Stours**
A Member of the State Bar of California

The voluntary resignation of **Barbara G. Stours** as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against her should she hereafter seek reinstatement. It is ordered that she comply with rule 955, California Rules of Court, and that she perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)

S065146 In the Matter of the Resignation of **Richard Dana Williams**
A Member of the State Bar of California

The voluntary resignation of **Richard Dana Williams** as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against him should he hereafter seek reinstatement. It is ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)

S065312 In the Matter of the Resignation of **Eugene V. Barnes**
A Member of the State Bar of California

The voluntary resignation of **Eugene V. Barnes** as a member of the State Bar of California is accepted.

S065313 In the Matter of the Resignation of **Maurice Neale Bradford**
A Member of the State Bar of California

The voluntary resignation of **Maurice Neale Bradford** as a member of the State Bar of California is accepted.

S065315 In the Matter of the Resignation of **Linda A. Cawley**
A Member of the State Bar of California

The voluntary resignation of **Linda A. Cawley** as a member of the State Bar of California is accepted.

S065316 In the Matter of the Resignation of **George Ward Trammell, III**
A Member of the State Bar of California

The voluntary resignation of **George Ward Trammell, III** as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against him should he hereafter seek reinstatement. It is ordered that he comply with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Business & Professions Code, § 6126, subd. (c).)